

1  
2  
3  
4  
5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT SEATTLE

8 CHARITY COX,

9 Plaintiff,

10 v.

11 MICHAEL J. ASTRUE, Commissioner of the  
Social Security Administration

12 Defendant.

Case No. C11-352-RSL-BAT

**REPORT AND  
RECOMMENDATION**

13 Charity Cox brought an action seeking review of the denial of her application for  
14 disability insurance benefits by the Commissioner of the Social Security Administration. Dkt. 4.  
15 The parties stipulate the case should be remanded, pursuant to sentence four of 42 U.S.C. §  
16 405(g), for further administrative proceedings. Dkt. 22.

17 The parties stipulate that upon remand, the Administrative law Judge (“ALJ”) shall be  
18 directed to re-evaluate; all the medical source opinions of record, particularly the opinion of Dr.  
19 Ford; plaintiff’s credibility, including any lay witness evidence; and plaintiff’s residual  
20 functional capacity. If necessary, the ALJ will perform a new step four and/or step five analysis.  
21 If warranted by the expanded record, the ALJ will obtain supplemental testimony from a  
22 vocational expert at step five of the sequential evaluation. The parties also agree that reasonable  
23 attorney fees should be awarded, upon proper application, pursuant to the Equal Access to

1 Justice Act, 28 U.S.C. § 2412.

2 Based on the stipulation between the parties, the Court recommends that the above-  
3 captioned case be **REVERSED** and **REMANDED** for further administrative proceedings  
4 pursuant to sentence four of 42 U.S.C. § 405(g).

5 As the parties stipulate to remand, the Court recommends, if this recommendation is  
6 adopted, that it be approved immediately. A proposed order accompanies this Report and  
7 Recommendation.

8 DATED this 29th day of August, 2011.

9  
10 

11 

---

BRIAN A. TSUCHIDA  
12 United States Magistrate Judge  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23